

LIQUOR COMMISSION
CITY AND COUNTY OF HONOLULU
PACIFIC PARK PLAZA
711 KAPIOLANI BOULEVARD, SUITE 600
HONOLULU, HAWAII 96813

AGENDA – NINTH MEETING

THURSDAY, AUGUST 27, 2020
4:00 P.M.

PUBLIC PARTICIPATION AND TESTIMONY

Pursuant to the Eleventh Proclamation issued by Governor David Ige on August 6, 2020, relating to the COVID-19 pandemic, in order to allow public participation in a manner consistent with social distancing practices the following procedures are in effect for the meeting:

VIEWING THE MEETING AND RESTRICTIONS ON ENTRY

Except as provided below for persons wishing to present oral testimony, members of the public will not be allowed into the hearings room, but may listen to the meeting on a live broadcast. The meeting may be heard: (1) on a monitor outside of the hearings room; (2) in Suite 111 of the Pacific Park Plaza; (3) by internet live streaming through <https://cchnl.webex.com/cchnl/onstage/g.php?MTID=e42d9641d4c23d968eb518493ff16c5d9>; or (4) by dialing 14084189388, entering the access code: 1462886237#, and entering the passcode: 466547#

To provide the public with the best opportunity to observe the meeting, it is required to “mute” your device’s microphone to prevent technological difficulties.

All persons who are required to appear for the meeting are to report to Suite 111 and shall comply with the Social Distancing Requirements set forth in Governor David Ige’s Eleventh Proclamation dated August 6, 2020, and Mayor Kirk Caldwell’s Emergency Order No. 2020-24 dated August 19, 2020. An investigator will let you know when it is your turn to go to the hearings room, Suite 600, for your agenda item.

Within forty (40) days after the meeting, the minutes will be posted to the Liquor Commission website at <http://www.honolulu.gov/liq/event-calendar/> for viewing. The minutes of prior meetings may also be viewed at said website

ORAL TESTIMONY

Oral testimony will be permitted on all matters before the Commission, except for adjudications, subject to the following restrictions:

1. Testifiers will not be allowed into the hearings room until it is their turn to testify. Testifiers may follow the meeting on a monitor in Suite 111. When a testifier's name is called, the testifier may proceed to the hearings room, Suite 600, to provide oral testimony and must leave immediately thereafter.

Persons wishing to testify shall register in Suite 111 before 4:00 p.m. on the day of the meeting.

2. Each speaker is limited to a three-minute presentation.

WRITTEN TESTIMONY

Written testimony is strongly encouraged and may be submitted to the Administrator of the Commission three (3) working days prior to the date of the meeting as follows: FAX (808) 768-7311 or E-MAIL liquor@honolulu.gov. Written testimony will not be accepted in person at the meeting.

MATERIALS AVAILABLE FOR INSPECTION

Meeting materials ("board packet") will be available for viewing electronically, as soon as practicable, at the Liquor Commission website (<http://www.honolulu.gov/liq/event-calendar/>).

APPROVAL OF MINUTES:

The regular and executive session minutes of the 3rd meeting (7/16/20), as previously circulated, to be approved by the Commission.

PRELIMINARY HEARING:

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| 1. Trans. Appl. No. 20-21263 from 41 Home Made, Inc., dba 41 Home Made, Inc. | For the transfer of the business and Restaurant General license (Category No. 1) of Asahi Grill Keeaumoku LLC, dba Asahi Grill Keeaumoku LLC, 815 Keeaumoku Street, J-104, and for a change of trade name to 41 Home Made, Inc. (R0969) |
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REQUESTS:

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| 2. Request No. 21-22040 from Bevy LLC, dba Bevy LLC, Dispenser General license (Category No. 3 - Live Entertainment or Recorded Music and Dancing), 661 Auahi Street, Building 3 (E1525) | Requesting approval for Temporary Sidewalk Dining |
| 3. Request No. 21-22175 from Fat Fat Corporation, dba 8 Fat Fat 8 Bar & Grille, Dispenser General license (Categories No. 3 and 4 - Live Entertainment or Recorded Music and Dancing; and Hostess), 1327 South Beretania Street (E0553) | Requesting approval for Temporary Sidewalk Dining |

REQUESTS: (CONT.)

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| 4. Request No. 21-22204 from Fat Fat Corporation, dba 8 Fat Fat 8 Bar & Grille, Dispenser General license (Categories No. 3 and 4 - Live Entertainment or Recorded Music and Dancing; and Hostess), 1327 South Beretania Street (E0553) | Requesting approval to temporarily increase its licensed premises from August 27, 2020 to August 27, 2021, from 11:00 a.m. to 10:00 p.m. |
| 5. Request No. 21-22189 from Stormy's Gastropub, Inc., dba Stormy's, Restaurant General license (Category No. 2 - Live Entertainment or Recorded Music and Dancing), 66-165 Kamehameha Highway, Haleiwa (R1294) | Requesting extension of GLS filing due date |
| 6. Request No. 21-22199 from Halekulani Corporation, dba Halekulani Hotel, Hotel General license, 2199 Kalia Road (L0014) | Requesting approval to store its liquor and wine inventory at two off-site storage locations |

ADOPTION OF DECISION AND ORDER:

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| 7. The Four4
(LCV 19-0360)
(R1232) | For adoption of Decision and Order |
| 8. Little Seoul II, LLC
(LCV 19-0114)
(R1026) | do. |
| 9. Lotus Honolulu at
Diamond Head
(LCV 19-0230)
(L0054) | do. |

ADOPTION OF DECISION AND ORDER: (CONT.)

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| 10. | Non Stop Liquor Store
(LCV 19-0208)
(D0639) | For adoption of Decision and Order |
| 11. | Porky's Sports Pub & Grill
(LCV 19-0219)
(E0675) | do. |
| 12. | The Surfing Pig
(LCV 19-0085)
(R1130) | do. |
| 13. | Tipsy Pig II Bar and Grill
(LCV 19-0177)
(E1469) | do. |

ADJUDICATION HEARINGS:

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| 14. | Club Business
(LCV 20-0140)
(E0326) | (1) Licensee allowed the obstruction, hampering, or interfering with investigations or Commission operations in any way (Violation of Rule 3-84-79.1) (Date of violation: On or about July 15, 2020) |
| | | (2) Licensee failed to make time record entries at the time its employee reported on duty and again when the employee went off duty (Violation of Rule 3-82-38.4(b)) (Date of violation: On or about July 15, 2020) |
| 15. | Club Blossom
(LCV 20-0147)
(E1514) | (1) Licensee permitted and/or allowed employee(s) and an unidentified customer to engage in "lap dancing" within the licensed premises (Violation of Rule 3-82-47.1(c)) (Date of Violation: On or about July 12, 2020) |

ADJUDICATION HEARINGS: (CONT.)

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| Club Blossom
(LCV 20-0147)
(E1514)
(Cont.) | (2) Licensee's employee, who was not employed as an exotic dancer, was unclothed or in such attire, costume or clothing as to expose to view any portion of the pubic hair, anus, cleft of the buttocks, genitalia, or any portion of the female breast below the top of the areola (Violation of Rule 3-84-78.02(a)) (Date of violation: On or about July 12, 2020) |
| | (3) Licensee failed to have the interior and/or exterior of the licensed premises well and properly lighted (Violation of Rule 3-84-72.2) (Date of violation: On or about July 12, 2020) |
| | (4) Licensee failed to comply with laws applicable to the business of Licensee, whether in existence at the time of issue of such license or enacted or amended from time to time thereafter, to wit, violating the terms of the Office of the Mayor of the City and County of Honolulu Emergency Order No. 2020-17 (COVID-19 [Novel Coronavirus]) (Violation of Section 281-38, HRS) (Date of violation: On or about July 12, 2020) |
| 16. Tapa's
(LCV 20-0145)
(E1462) | Licensee failed to comply with laws applicable to the business of Licensee, whether in existence at the time of issue of such license or enacted or amended from time to time thereafter, to wit, violating the terms of the Office of the Mayor of the City and County of Honolulu Emergency Order No. 2020-19 (COVID-19 [Novel Coronavirus]) (Violation of Section 281-38, HRS) (Date of violation: On or about July 18, 2020) |

ADJUDICATION HEARINGS: (CONT.)

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| 17. Livestock Tavern/
The Tchin Tchin! Bar
(LCV 20-0127)
(R1085) | Licensee failed to comply with any other laws applicable to the business of Licensee, whether in existence at the time of issue of such license or enacted or amended from time to time thereafter, to wit, violations of the Fire Code of the City and County of Honolulu (Violation of Section 281-38, HRS) (Date of violation: On or about July 1, 2020) |
| 18. Kirin Restaurant
(LCV 20-0036)
(R0282) | Licensee failed to obtain approval from the Commission in writing, prior to any change in ownership of twenty-five percent or more of the stock, or any change in ownership resulting in the transferee becoming the owner of twenty-five percent or more of the outstanding stock (Violation of Section 281-41(i), HRS) (Date of violation: On or about October 31, 2016 and/or during the period between September 30, 2016 and December 23, 2019) |
| 19. Boardriders Bar and Grill
(LCV 18-0022)
(R0614) | (1) Licensee failed to comply with any other laws applicable to the business of Licensee, whether in existence at the time of issue of such license or enacted or amended from time to time thereafter, to wit, violations of the Fire Code of the City and County of Honolulu (Violation of Section 281-38, HRS) (Date of violation: On or about January 26, 2018) |

ADJUDICATION HEARINGS: (CONT.)

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| Boardriders Bar and Grill
(LCV 18-0022)
(R0614) | (2) | Licensee utilized an electronic or otherwise recorded payroll registration for the purpose of keeping employee time cards or other adequate records without first obtaining the Administrator's approval (Violation of Rule 3-82-38.4(c)) (Date of violation: On or about)

(Continued from July 23, 2020)

[History: 3/29/18, 3/5/20, 7/23/20] |
| 20. Boardriders Bar and Grill
(LCV 19-0081)
(R0614) | | Licensee permitted liquor to be consumed on the premises of the licensee or on any premises connected therewith, whether there purchased or not, and consumption in such area is not permitted by the terms of the license (Violation of Section 281-78(b)(2), HRS) (Date of violation: On or about February 16, 2019)

(Continued from July 23, 2020)

[History: 3/5/20, 7/23/20] |
| 21. Thumbs Up Market
(LCV 19-0434)
(D1272) | | Licensee sold, served or furnished intoxicating liquor to a minor, or allowed consumption of intoxicating liquor by a minor, at the licensed premises (Violation of Section 281-78(b)(1)(A), HRS) (Date of violation: On or about December 8, 2019) |
| 22. Centerplate
(LCV 20-0008)
(R1386) | | Licensee sold, served or furnished intoxicating liquor to a minor, or allowed consumption of intoxicating liquor by a minor, at the licensed premises (Violation of Section 281-78(b)(1)(A), HRS) (Date of violation: On or about December 28, 2019) |

ADJUDICATION HEARINGS: (CONT.)

23. 8 Fat Fat 8 Bar & Grille
(LCV 19-0132)
(E0553)

Licensee failed to have the street and/or primary entrances to the licensed premises unlocked during the time customers were on the premises (Violation of Rule 3-84-72.2) (Date of violation: On or about March 24, 2019)

(Continued from July 23, 2020)

[History: 3/19/20, 7/23/20]

OTHER BUSINESS:

24. Liquor Administrator

Administrative matters – Weekly report to the Commission, 90-day event schedule and work plan coordination

If you require special assistance, auxiliary aid and/or service to participate in this meeting (i.e., sign language interpreter; interpreter for language other than English, or wheelchair accessibility), please email your detailed request to liquor@honolulu.gov, at least five (5) business days prior to the meeting.